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15 PUBLIC.RESOURCE.ORG

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17 UNITED STATES DISTRICT COURT
18 NORTHERN DISTRICT OF CALIFORNIA
19 SAN FRANCISCO DIVISION
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21 PUBLIC.RESOURCE.ORG,

22 Plaintiff,

23 v.

24 SHEET METAL AND AIR CONDITIONING
CONTRACTORS' NATIONAL
25 ASSOCIATION, INC.,

26 Defendant.
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Case No.: 3:13-cv-00815 SC

**JOINT STIPULATION AND
[PROPOSED] ORDER TO EXTEND
TIME FOR SETTLEMENT PURPOSES**

STIPULATION

Counsel for Plaintiff Public.Resource.Org (“Public Resource”) and Defendant Sheet Metal and Air Conditioning Contractors’ National Association, Inc. (“SMACNA”) (collectively, the “Parties”) enter into the following Stipulation and [Proposed] Order:

WHEREAS, Public Resource filed its motion for default judgment (Dkt. No. 22) on May 29, 2013, noticing a hearing date of July 19th, 2013;

WHEREAS, Public Resource and SMACNA stipulated to, and the Court ordered, a reply date on Public Resource’s motion for default judgment for June 27, 2013 (Dkt. No. 35);

WHEREAS, the Parties are discussing settlement of the dispute, believe amicable resolution is possible, and an extension would allow the Parties additional time to finalize the terms of a settlement.

The Parties request that the Court extend Public Resource’s due date for its Reply on its Motion for Default Judgment to July 11, 2013, and move the hearing date to July 26, 2013, or a later date amenable to the Court’s schedule. The Court has granted one previous stipulated extension of time. This request will not affect any date on the Court’s calendar other than this hearing date.

NOW THEREFORE, the Parties, by and through their respective counsel of record, hereby stipulate, subject to Court approval, as follow:

1. Plaintiff Public.Resource.Org, Inc.’s reply and supporting papers on its motion for default judgment (Dkt. No. 22) are due July 11, 2013.

2. The hearing date on Public Resource’s motion for default judgment (Dkt. No. 22) is moved to July 26, 2013.

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1 **IT IS SO STIPULATED.**

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3 Dated: June 24, 2013

FENWICK & WEST LLP

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5 By: /s/ Kathleen Lu
6 Kathleen Lu

7 Attorneys for Plaintiff
8 PUBLIC.RESOURCE.ORG

9 Dated: June 24, 2013

MORRISON & FOERSTER LLP

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11 By: /s/ Nicholas S. Napolitan
12 Nicholas S. Napolitan

13 Attorneys for Defendant
14 SHEET METAL AND AIR CONDITIONING
15 CONTRACTORS' NATIONAL
16 ASSOCIATION, INC.

17 **[PROPOSED] ORDER**

18 Pursuant to stipulation, it is SO ORDERED.

19 Dated: _____

20 _____
21 Honorable Samuel Conti
22 United States District Judge
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FENWICK & WEST LLP
ATTORNEYS AT LAW
MOUNTAIN VIEW

ATTESTATION

I, Kathleen Lu, am the ECF User whose identification and password are being used to file this **STIPULATION AND [PROPOSED] ORDER TO EXTEND TIME FOR SETTLEMENT PURPOSES**. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that all signatories have concurred in this filing.

Dated: June 24, 2013

/s/ Kathleen Lu
Kathleen Lu

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